



U.S. Department of Justice

*United States Attorney
Eastern District of New York*

*610 Federal Plaza
Central Islip, New York 11722*

JHK:DCL

September 14, 2015

Honorable Joseph F. Bianco
United States District Court
100 Federal Plaza
Central Islip, New York 11722

Re: United States v. Kenner and Constantine
CR-13-607 (S-2)

Dear Judge Bianco:

The undersigned writes to respectfully request that Your Honor schedule a hearing date for forfeiture purposes at a time convenient to the Court and prior to sentencing.

Prior to trial on the criminal allegations, the parties waived a jury finding with regard to the forfeiture allegations in the indictment. As You Honor is aware, pursuant to Rule 32.2 of the Criminal Rules of Procedure, the Court must determine the property that is subject to forfeiture and whether the government has proven the requisite nexus between specific property and the offenses of conviction. In addition to relying on testimony during the course of the trial, the government anticipates that it may be necessary for additional testimony at a hearing.

Thank you for your courtesies in this matter.

Respectfully submitted,

KELLY T. CURRIE
Acting United States Attorney

By: /s/ Diane C. Leonardo
Diane C. Leonardo
Assistant U.S. Attorney
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cc: Defense counsel by ECF